

Rec'd 12/10/98 @ 4:15 p.m.
F. Jeter Bragg

ORIGINAL

FEDERAL COMMUNICATIONS COMMISSION

JAMES A. KAY, JR.

) WT DOCKET No.: 94-147
)

LICENSEE OF ONE HUNDRED FIFTY-TWO
PART 90 LICENSES IN THE
LOS ANGELES, CALIFORNIA AREA)

Volume: XI

Pages: 478 through 823

Place: Washington, D.C.

Date: November 30, 1998

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FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

JAMES A. KAY, JR.) WT DOCKET No.: 94-147
)
Licensee of one hundred fifty-two)
Part 90 Licenses in the)
Los Angeles, California area)

Courtroom 1
FCC Building
2000 L Street, N.W.
Washington, D.C.

Monday,
November 30, 1998

The parties met, pursuant to the notice of the
Judge, at 9:00 a.m.

BEFORE: HON. JOSEPH CHACHKIN
Administrative Law Judge

APPEARANCES:

On behalf of James A. Kay, Jr.:

ROBERT J. KELLER, ESQ
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(888) 320-5355

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Shainis & Peltzman, Chartered
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(202) 293-0011

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APPEARANCES: (Cont'd)

On behalf of Wireless Telecommunications Bureau:

JOHN J. SCHAUBLE, ESQ.
Attorney, Enforcement and
Consumer Information Division
Wireless Telecommunications Bureau
Federal Communications Commission
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(202) 418-0797

On behalf of Federal Communications Commission

WILLIAM H. KNOWLES-KELLETT, ESQ.
Attorney, Commercial Wireless Division
Wireless Telecommunications Bureau
Federal Communications Commission
1270 Fairfield Road
Gettysburg, Pennsylvania 17325
(717) 338-2505

E X H I B I T S

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<u>Name of Party:</u>			
Wireless Telecommunications Bureau			
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Hearing Began:	9:00 a.m.	Hearing Ended:	3:35 p.m.
Recess Began:	12:05 p.m.	Recess Ended:	1:00 p.m.

P R O C E E D I N G S

1 CHIEF JUDGE CHACKIN: Today is the day that the
2 Bureau is going to identify and offer its written exhibits.
3 Before we do that, are there any preliminary matters the
4 parties want to bring up at this time?

5 MR. SCHAUBLE: Your Honor, I have one matter in
6 terms of a question.

7 CHIEF JUDGE CHACKIN: Okay.

8 MR. SCHAUBLE: There are two exhibits in the
9 nature of compilations that the Bureau exchanged, which the
10 Bureau has decided not to have identified or offer into
11 evidence at this point. In order to maintain the numbering,
12 would it be acceptable, Your Honor, if the Bureau simply
13 identifies the exhibit, but not offer it into evidence?

14 CHIEF JUDGE CHACKIN: That's fine. No problem.
15 Is the Bureau ready to proceed?

16 MR. SCHAUBLE: Your Honor, I provided the court
17 reporter with two copies of the post-hearing exhibits of the
18 Wireless Telecommunications Bureau. How would Your Honor
19 like me to proceed? Identify one notebook worth of exhibits
20 at a time?

21 CHIEF JUDGE CHACKIN: I think that might be a good
22 idea, unless Mr. Shainis has any objection to proceeding in
23 that fashion.

24 Oh, before we begin, I should have the parties

1 identify -- I should have done that. On behalf of Kay?

2 MR. KELLER: Yes. I'm Bob Keller. And with me is
3 Aaron Shainis of Shainis & Peltzman.

4 CHIEF JUDGE CHACKIN: And on behalf of the
5 Wireless Bureau?

6 MR. SCHAUBLE: John Schauble and William Knowles-
7 Kellett.

8 CHIEF JUDGE CHACKIN: All right. Now, we can
9 proceed. There's no objection to following that procedure,
10 so let's do it.

11 MR. SCHAUBLE: Okay. Your Honor, I'd like to have
12 marked for identification as WTB Exhibit Number 1, a January
13 31, 1994 letter from the Federal Communications Commission
14 to James A. Kay, Jr., a two-page exhibit.

15 CHIEF JUDGE CHACKIN: Oh. Do you want me to
16 identify each one?

17 MR. SCHAUBLE: Why don't I go through the entire
18 list for each volume?

19 CHIEF JUDGE CHACKIN: It's 1 through 20 and then
20 I'll just say the roll.

21 MR. SHAINIS: Your Honor, may I just make a
22 request of Mr. Schauble?

23 CHIEF JUDGE CHACKIN: Yes.

24 MR. SHAINIS: If you could direct Mr. Schauble
25 when he identifies exhibits, he's identifying who the letter

1 is addressed to, but he should also identify who the
2 signature on the letter is.

3 CHIEF JUDGE CHACKIN: No problem. Go ahead, Mr.
4 Schauble. Why don't you do that?

5 MR. SCHAUBLE: On Exhibit 1, Your Honor, the
6 signatory is W. Riley Hollingsworth.

7 CHIEF JUDGE CHACKIN: I think if you just follow
8 your log, that would be sufficient identification.

9 MR. SCHAUBLE: Okay. Thank you, Your Honor. I'd
10 like to have marked for identification as WTB Exhibit Number
11 2, a three-page exhibit, a letter dated April 7, 1994 from
12 Brown and Schwaniger to W. Riley Hollingsworth, Federal
13 Communications Commission. And signatory on that letter is
14 Dennis C. Brown.

15 I'd like to have marked for identification as WTB
16 Exhibit Number 3, a letter dated April 7, 1994 from Dennis
17 C. Brown, Brown and Schwaniger to W. Riley Hollingsworth,
18 Federal Communications Commission.

19 I'd like to have marked for identification as WTB
20 Exhibit Number 4, a letter dated May 11 --

21 CHIEF JUDGE CHACKIN: You should say how many
22 pages it is.

23 MR. SCHAUBLE: I'm sorry. A seven page exhibit,
24 Your Honor.

25 CHIEF JUDGE CHACKIN: All right. Exhibit 3 was a

1 seven-page exhibit. Okay.

2 MR. SCHAUBLE: I would like to have marked for
3 identification as WTB Exhibit Number 4 a three-page exhibit,
4 a letter dated May 11, 1994 from W. Riley Hollingsworth,
5 Federal Communications Commission to Dennis C. Brown, Esq.

6 I'd like to have marked for identification as WTB
7 Exhibit Number 5, a letter dated May 17, 1994 from Dennis C.
8 Brown, Brown and Schwaniger to W. Riley Hollingsworth, a
9 five-page exhibit.

10 I'd like to have marked for identification as WTB
11 Exhibit Number 6, a four-page exhibit, a letter dated May
12 20, 1994 from W. Riley Hollingsworth, Federal Communications
13 Commission to Dennis C. Brown, Esq.

14 I'd like to have marked for identification as WTB
15 Exhibit Number 7, a letter dated May 25, 1994 from Dennis C.
16 Brown, Brown and Schwaniger to W. Riley Hollingsworth, a
17 three-page exhibit.

18 I'd like to have marked for identification as WTB
19 Exhibit Number 8, a letter dated May 26, 1994 from W. Riley
20 Hollingsworth, Federal Communications Commission to Dennis
21 C. Brown, Esq.

22 I'd like to have marked for identification as WTB
23 Exhibit Number 9, a four-page exhibit, a letter dated May
24 26, 1994 from Brown and Schwaniger, Dennis C. Brown, Esq. to
25 W. Riley Hollingsworth.

1 I'd like to have marked for identification as WTB
2 Exhibit Number 10, a two-page exhibit, a letter dated May
3 27, 1994 from W. Riley Hollingsworth, Federal Communications
4 Commission to Dennis C. Brown, Esq.

5 I'd like to have marked for identification as WTB
6 Exhibit Number 11, a seven-page exhibit, a letter dated June
7 2, 1994 from Dennis C. Brown, Esq., Brown and Schwaniger to
8 W. Riley Hollingsworth.

9 I'd like to have marked for identification as WTB
10 Exhibit 12, a letter dated June 10, 1994 from W. Riley
11 Hollingsworth, Federal Communications Commission to Dennis
12 C. Brown, Esq., a two-page exhibit.

13 I'd like to have marked for identification as WTB
14 Exhibit Number 13, a two-page exhibit, a letter dated June
15 17, 1994 from Dennis C. Brown, Esq., Brown and Schwaniger to
16 W. Riley Hollingsworth.

17 I'd like to have marked for identification as WTB
18 Exhibit Number 14, a two-page exhibit, a letter dated June
19 22, 1994 from W. Riley Hollingsworth, Federal Communications
20 Commission to Dennis C. Brown, Esq.

21 I'd like to have marked for identification as WTB
22 Exhibit Number 15, a four-page exhibit, a letter dated June
23 30, 1994 from Brown and Schwaniger, Dennis C. Brown, Esq.,
24 to W. Riley Hollingsworth.

25 I'd like to have marked as WTB Exhibit Number 16,

1 a six-page exhibit, pleading entitled, "Opposition of
2 Wireless Communication Bureau's Further Motion to Compel
3 Answers to Interrogatories," filed with the Commission on
4 June 12, 1995.

5 I'd like to have marked for identification as WTB
6 Exhibit Number 17, a six-page exhibit, a declaration of
7 James A. Kay, Jr., dated December 15, 1995.

8 I'd like to have marked for identification as WTB
9 Exhibit Number 18, a 15-page exhibit entitled, "Summary of
10 Wireless Telecommunication Bureau's Learning Analysis."

11 I'd note for Your Honor, this one of the exhibits
12 that the Bureau is marking but will not be offering into --

13 CHIEF JUDGE CHACKIN: Which one is that?

14 MR. SCHAUBLE: Eighteen, Your Honor.

15 CHIEF JUDGE CHACKIN: Eighteen.

16 MR. SCHAUBLE: I'd like to have marked for
17 identification as WTB Exhibit 19, a 219-page exhibit
18 entitled, "Further Answer to Interrogatory Number 4 of
19 Wireless Telecommunication Bureau's First Set of
20 Interrogatories" by James A. Kay, Jr.

21 And I'd like to have marked for identification as
22 WTB Exhibit Number 20, a six-page exhibit, which is an
23 excerpt from the Commission's database record for call sign
24 WIJ754.

25 CHIEF JUDGE CHACKIN: All right. The documents

1 described by Counsel will be marked for identification as
2 Wireless Bureau Exhibits 1 through 20.

3 (The documents referred to
4 were marked for identification
5 as Bureau Exhibits 1 through
6 20.)

7 MR. SCHAUBLE: Your Honor, shall I move the
8 exhibits in one at a time or move --

9 CHIEF JUDGE CHACKIN: Well, I think what we should
10 do first is have them all identified and then we'll get to
11 offering them.

12 MR. SCHAUBLE: Okay.

13 CHIEF JUDGE CHACKIN: And just take each volume as
14 we've done the first one.

15 MR. SCHAUBLE: Okay. I'd like to have marked for
16 identification as WTB Exhibit Number 21 an excerpt from the
17 Commission's database, the record concerning call sign
18 WIK220. And I would just note for the reporter, I'm
19 speaking phonetically.

20 CHIEF JUDGE CHACKIN: WIK, I'm sure that would be
21 sufficient.

22 MR. SCHAUBLE: Okay. I'd like to have marked for
23 identification as WTB Exhibit Number 22, a four-page
24 exhibit, an excerpt from the Commission's database record
25 re: Call Sign WIK304.

1 I'd like to have marked for identification as WTB
2 Exhibit Number 23, a four-page exhibit entitled, "Excerpt
3 from the Commission's Database record re: Call Sign WIK308."

4 I'd like to have marked for identification as WTB
5 Exhibit Number 24, a four-page exhibit entitled, "Excerpt
6 from Commission Database record re: Call Sign WIK310."

7 I'd like to have marked for identification as WTB
8 Exhibit Number 25, an excerpt from the Commission's Database
9 record re: Call Sign WIK312, a four-page exhibit.

10 I'd like to have marked for identification as WTB
11 Exhibit Number 26, a four-page exhibit, an excerpt from the
12 Commission's database record re: WIK331.

13 I'd like to have marked for identification as WTB
14 Exhibit Number 27, a four-page exhibit entitled, "Excerpt
15 from Commission Database Record re: Call Sign WIK376."

16 I'd like to have marked for identification as WTB
17 Exhibit Number 28, a four-page exhibit, an excerpt from the
18 Commission's database record re: Call Sign WIL235.

19 I'd like to have marked for identification as WTB
20 Exhibit Number 29, a four-page exhibit, an excerpt from the
21 Commission's database record re: Call Sign WIL256.

22 I'd like to have marked for identification as WTB
23 Exhibit Number 30, an excerpt from the Commission's database
24 record re: Call Sign WIL342.

25 I'd like to have marked for identification as WTB

1 Exhibit Number 31, a two-page exhibit, entitled, "Radio
2 Station License Call Sign WIL342."

3 I'd like to have marked for identification as WTB
4 Exhibit Number 32, a two-page exhibit, an application filed
5 by James A. Kay, Jr., re: Call Sign WIL342.

6 I'd like to have marked for identification as WTB
7 Exhibit Number 33, a four-page exhibit, an excerpt from the
8 Commission's database record re: Call Sign WIL350.

9 I'd like to have marked for identification as WTB
10 Exhibit Number 34, a five-page exhibit, an excerpt from the
11 Commission's database record re: Call Sign WIL372.

12 I'd like to have marked for identification as WTB
13 Exhibit Number 35, a four-page exhibit, an excerpt from the
14 Commission's database record re: Call Sign WIL3792.

15 I'd like to have marked for identification as WTB
16 Exhibit Number 36, a two-page exhibit, Radio Station License
17 Call Sign WIL392.

18 I'd like to have marked for identification as WTB
19 Exhibit Number 37, a two-page exhibit, an application filed
20 by James A. Kay, Jr. re: Call Sign WIL392.

21 I'd like to have marked for identification as WTB
22 Exhibit Number 38, a four-page exhibit, an excerpt from the
23 Commission's database record re: Call Sign WIL441.

24 I'd like to have marked for identification as WTB
25 Exhibit Number 39, a two-page exhibit, Radio Station License

1 for Call Sign WIL441.

2 I'd like to have marked for identification as WTB
3 Exhibit Number 40, a two-page exhibit, an application filed
4 by James A. Kay, Jr. re: Call Sign WIL441.

5 I'd like to have marked for identification as WTB
6 Exhibit Number 41, a five-page exhibit, an excerpt from the
7 Commission's database record re: Call Sign WIL625.

8 I'd like to have marked for identification as WTB
9 Exhibit Number 42, a two-page exhibit, a Radio Station
10 License for Call Sign WIL625.

11 I'd like to have marked for identification as WTB
12 Exhibit Number 43, a two-page exhibit, an application filed
13 by James A. Kay, Jr., re: Call Sign WIL625.

14 I'd like to have marked for identification as WTB
15 Exhibit Number 44, a four-page exhibit, an excerpt from the
16 Commission's database record re: Call Sign WIL653.

17 I'd like to have marked for identification as WTB
18 Exhibit Number 45, Radio Station License for Call Sign
19 WIL653.

20 I'd like to have marked for identification as WTB
21 Exhibit Number 46, a two-page exhibit, an application filed
22 by James A. Kay, Jr. re: Call Sign WIL653.

23 I'd like to have marked for identification as WTB
24 Exhibit Number 47, an excerpt from the Commission's database
25 re: Call Sign WIL659, a four-page exhibit.

1 I'd like to have marked for identification as WTB
2 Exhibit Number 48, a two-page exhibit, Radio Station License
3 Call Sign WIL659.

4 I'd like to have marked for identification as WTB
5 Exhibit Number 49, a two-page exhibit, an application filed
6 by James A. Kay, Jr. re: Call Sign WIL659.

7 I'd like to have marked for identification as WTB
8 Exhibit Number 50, a six-page exhibit, an excerpt from the
9 Commission database record re: Call Sign WIL665.

10 I'd like to have marked for identification as WTB
11 Exhibit Number 51, a two-page exhibit, Radio Station License
12 for Call Sign WIL665.

13 I'd like to have marked for identification as WTB
14 Exhibit Number 52, a two-page exhibit, an application filed
15 by James A. Kay, Jr. re: Call Sign WIL665.

16 I'd like to have marked for identification as WTB
17 Exhibit Number 53, a four-page exhibit, an excerpt from the
18 Commission database record re: Call Sign NMY773.

19 I'd like to have marked for identification as WTB
20 Exhibit Number 54, a five-page exhibit, an excerpt from the
21 Commission database record re: Call Sign WNQK959.

22 I'd like to have marked for identification as WTB
23 Exhibit Number 55, a four-page exhibit, an excerpt from the
24 Commission database record re: call sign WNYK437.

25 I'd like to have marked for identification as WTB

1 Exhibit Number 56, a four-page exhibit, an excerpt from the
2 Commission database record re: Call Sign WPBW517.

3 I'd like to have marked for identification as WTB
4 Exhibit Number 57, a five-page exhibit, an excerpt from the
5 Commission database record concerning Call Sign KJV843.

6 I'd like to have marked for identification as WTB
7 Exhibit Number 58, a five-page exhibit, which consists of
8 Kay's Loading Recording concerning Call Sign KJV843.

9 CHIEF JUDGE CHACKIN: 943 or was it 843? 843?

10 MR. SCHAUBLE: 843, Your Honor.

11 CHIEF JUDGE CHACKIN: All right.

12 I'd like to have marked for identification as WTB
13 Exhibit Number 59, a 10-page exhibit, which consists of
14 available customer records, sometimes called a Print Screen
15 for customers listed on case loading records for call sign
16 KJV843.

17 I'd like to have marked for identification as WTB
18 Exhibit Number 60, a four-page exhibit, an excerpt from the
19 Commission's database record re: Call Sign WEC934.

20 I'd like to have marked for identification as WTB
21 Exhibit Number 61, a one-page exhibit, which consists of
22 Kay's Loading Record re: Call Sign WEC934.

23 I'd like to have marked for identification as WTB
24 Exhibit Number 62, a three-page exhibit, which consists of
25 available customer print screen records for customers listed

1 on the loading records for WEC934.

2 I'd like to have marked for identification as WTB
3 Exhibit Number 63, four-page exhibit, an excerpt from the
4 Commission's database record re: Call Sign WIE974.

5 I'd like to have marked for identification as WTB
6 Exhibit Number 64, a one-page exhibit consisting of Kay's
7 Loading Record re: Call Sign WIE974.

8 I'd like to have marked for identification as WTB
9 Exhibit Number 65, a seven-page exhibit which consists of
10 Kay's available customer records for customers listed on the
11 loading records for WIE974.

12 I'd like to have marked for identification as WTB
13 Exhibit Number 66, a four-page exhibit, consisting of an
14 excerpt from the Commission's database record re: Call Sign
15 WIF759.

16 I'd like to have marked for identification as WTB
17 Exhibit Number 67, a one-page exhibit consisting of Kay's
18 loading record re: Call Sign WIF759.

19 I'd like to have marked for identification as WTB
20 Exhibit Number 68, a three-page exhibit, consisting of Kay's
21 available customer records for customers listed on the
22 loading records for WIF759.

23 I'd like to have marked for identification as WTB
24 Exhibit Number 69, a four-page exhibit, consisting of an
25 excerpt from the Commission's database record re: Call Sign

1 WIH315.

2 I'd like to have marked for identification as WTB
3 Exhibit Number 70, a two-page exhibit, consisting of Kay's
4 loading records re: Call Sign WIH 315.

5 I'd like to have marked for identification as WTB
6 Exhibit Number 71, a two-page exhibit, consisting of Kay's
7 available customer records for customers listed on the
8 loading records for WIH315.

9 I'd like to have marked for identification as WTB
10 Exhibit Number 72, a six-page exhibit, an excerpt from the
11 Commission database record re: Call Sign WIH339.

12 I'd like to have marked for identification as WTB
13 Exhibit Number 73, a three-page exhibit, Radio Station
14 License re: Call Sign WIH339.

15 I'd like to have marked for identification as WTB
16 Exhibit Number 74, a two-page exhibit consisting of an
17 application filed by James A. Kay, Jr. re: Call Sign
18 WIH339.

19 I'd like to have marked for identification as WTB
20 Exhibit Number 75, a one-page exhibit consisting Kay's
21 loading record re: Call Sign WIH339.

22 I'd like to have marked for identification as WTB
23 Exhibit Number 76, a three-page exhibit consisting of Kay's
24 available customer records for customers listed on the
25 loading records for WIH339.

1 I'd like to have marked for identification as WTB
2 Exhibit Number 77, an excerpt from the Commission's database
3 record re: Call Sign WIH868, a five-page exhibit.

4 I'd like to have marked for identification as WTB
5 Exhibit Number 78, a one-page exhibit consisting of Kay's
6 loading record re: Call Sign WIH868.

7 I'd like to have marked for identification as WTB
8 Exhibit Number 79, a two-page exhibit consisting of Kay's
9 available customer records for customers listed on the
10 loading records for Call Sign WIH868.

11 CHIEF JUDGE CHACKIN: The documents described by
12 Counsel will be marked for identification as Bureau Exhibits
13 21 through 79.

14 (The documents referred to
15 were marked for identification
16 as Bureau Exhibits 21 through
17 79.)

18 MR. SCHAUBLE: Thank you, Your Honor. Turning to
19 the next volume of exhibits, Your Honor, I'd like to have
20 marked for identification as WTB Exhibit Number 80, excerpts
21 from the Commission's database records re: Call Signs
22 WIH872, WIJ635, WIK261 and WIK823. And this is a 23-page
23 exhibit.

24 I'd like to have marked for identification as WTB
25 Exhibit Number 81, Kay's loading record re: Call Signs

1 WIH872, WIJ635, WIK261 and WIK823, a three-page exhibit.

2 I'd like to have marked for identification as WTB
3 Exhibit Number 82, an 11-page exhibit consisting of Kay's
4 available customer records for customers listed on loading
5 records for the call signs WIH872, WIJ635, WIK261 and
6 WIK823.

7 I'd like to have marked for identification as WTB
8 Exhibit Number 83, an excerpt from the Commission's database
9 record re: Call sign WIH886, a four-page exhibit.

10 I'd like to have marked for identification as WTB
11 Exhibit Number 84, Radio Station License Call Sign WIH886, a
12 two-page exhibit.

13 I'd like to have marked for identification as WTB
14 Exhibit Number 85, an application filed by James A. Kay, Jr.
15 re: Call Sign WIH886, a two-page exhibit.

16 I'd like to have marked for identification as WTB
17 Exhibit Number 86, Kay's loading record re: Call Sign
18 WIH886, a one-page exhibit.

19 I'd like to have marked for identification as WTB
20 Exhibit Number 87, Kay's available customer records for
21 customers listed on loading records for call sign WIH886, a
22 four-page exhibit.

23 I'd like to have marked for identification as WTB
24 Exhibit Number 88, an excerpt from the Commission's database
25 record re: Call Sign WIH946, a four-page exhibit.

1 I'd like to have marked for identification as WTB
2 Exhibit Number 89, Kay's loading record re: Call Sign
3 WIH946, a two-page exhibit.

4 I'd like to have marked for identification as WTB
5 Exhibit Number 90, Kay's available customer records for
6 customers listed on loading records for call sign WIH946, a
7 five-page exhibit.

8 I'd like to have marked for identification as WTB
9 Exhibit Number 91, an excerpt from the Commission's
10 database, a record concerning call sign WII621, a four-page
11 exhibit.

12 I'd like to have marked for identification as WTB
13 Exhibit Number 92, Kay's loading record re: Call Sign
14 WII621, a two-page exhibit.

15 I'd like to have marked for identification as WTB
16 Exhibit Number 93, Kay's available customer records for
17 customers listed on the loading records for WII621, a four-
18 page exhibit.

19 CHIEF JUDGE CHACKIN: Ninety-three is what? What
20 call sign is that?

21 MR. SCHAUBLE: WII621, Your Honor.

22 CHIEF JUDGE CHACKIN: All right.

23 I'd like to have marked for identification as WTB
24 Exhibit Number 94, an excerpt from the Commission database
25 for record re: Call Sign WII697, a four-page exhibit.

1 I'd like to have marked for identification as WTB
2 Exhibit Number 95, Kay's loading records re: Call Sign
3 WII697, a two-page exhibit.

4 I'd like to have marked for identification as WTB
5 Exhibit Number 96, Kay's available customer records for
6 customers listed on the loading records for call sign WII
7 697, a 10-page exhibit.

8 I'd like to have marked for identification as WTB
9 Exhibit Number 97, an excerpt from the Commission's database
10 record re: Call Sign WII787, a four-page exhibit.

11 I'd like to have marked for identification as WTB
12 Exhibit Number 98, Radio Station License for Call Sign
13 WII787, a two-page exhibit.

14 I'd like to have marked for identification as WTB
15 Exhibit Number 99, an application filed by James A. Kay, Jr.
16 re: Call Sign WII787, a two-page exhibit.

17 I'd like to have marked for identification as WTB
18 Exhibit Number 100, Kay's loading records re: Call Sign
19 WII787, a two-page exhibit.

20 I'd like to have marked for identification as WTB
21 Exhibit Number 101, Kay's available customer records for
22 customers listed on loading records for call sign WII787.
23 This is a six-page exhibit.

24 I'd like to have marked for identification as WTB
25 Exhibit Number 102, an excerpt from the Commission database

1 for records re: Call Sign WII874, a five-page exhibit.

2 I'd like to have marked for identification as WTB
3 Exhibit Number 103, Radio Station License for Call Sign
4 WII874, a two-page exhibit.

5 I'd like to have marked for identification as WTB
6 Exhibit Number 104, an application filed by James A. Kay,
7 Jr. re: Call Sign WII874, a two-page exhibit.

8 I'd like to have marked for identification as WTB
9 Exhibit Number 105, Kay's loading records re: Call Sign
10 WII874, a three-page exhibit.

11 I'd like to have marked for identification as WTB
12 Exhibit Number 106, Kay's available customer records for
13 customers listed on the loading records for call sign
14 WII874. That is a 10-page exhibit.

15 I'd like to have marked for identification as WTB
16 Exhibit Number 107, an excerpt from the Commission database
17 record re: Call Sign WII905, four-page exhibit.

18 I'd like to have marked for identification as WTB
19 Exhibit Number 108, Kay's loading record re: Call Sign
20 WII905, a one-page exhibit.

21 I'd like to have marked for identification as WTB
22 Exhibit Number 109, Kay's available customer records for
23 customers listed on the loading records for call sign
24 WII905. This is a nine-page exhibit.

25 I'd like to have marked for identification as WTB

1 Exhibit Number 110, excerpts from the Commission's database
2 records re: Call Signs WIJ310 and WIL415. This is an
3 eight-page exhibit.

4 I'd like to have marked for identification as WTB
5 Exhibit Number 111, Kay's loading record re: Call Signs
6 WIJ310 and WIL415. This is a two-page exhibit.

7 I'd like to have marked for identification as WTB
8 Exhibit Number 112, Kay's available customer records for
9 customers listed on the loading records for call signs
10 WIJ310 and WIL415. This is a three-page exhibit.

11 I'd like to have marked for identification as WTB
12 Exhibit Number 113, an excerpt from the Commission database
13 record re: Call Sign WIJ644, a four-page exhibit.

14 I'd like to have marked for identification as WTB
15 Exhibit Number 114, Radio Station License re: Call Sign
16 WIJ644, a two-page exhibit.

17 I'd like to have marked for identification as WTB
18 Exhibit Number 115, an application filed by James A. Kay,
19 Jr. re: Call Sign WIJ644, a two-page exhibit.

20 I'd like to have marked for identification as WTB
21 Exhibit Number 116, Kay's loading record re: Call Sign
22 WIJ644, a two-page exhibit.

23 I'd like to have marked for identification as WTB
24 Exhibit Number 117, Kay's available customer records for
25 customers listed on loading records for Call Sign WIJ644, a

1 10-page exhibit.

2 I'd like to have marked for identification as WTB
3 Exhibit Number 118, an excerpt from the Commission database
4 record re: Call Sign WIJ700, a four-page exhibit.

5 I'd like to have marked for identification as WTB
6 Exhibit Number 119, Kay's loading records re: Call Sign
7 WIJ700, a one-page exhibit.

8 I'd like to have marked for identification as WTB
9 Exhibit Number 120, Kay's available customer records for
10 customers listed on the loading record for call sign WIJ700,
11 a two-page exhibit.

12 I'd like to have marked for identification as WTB
13 Exhibit Number 121, an excerpt from the Commission database
14 record re: Call Sign WIJ712, a four-page exhibit.

15 I'd like to have marked for identification as WTB
16 Exhibit Number 122, Kay's loading record re: call sign
17 WIJ712, a two-page exhibit.

18 I'd like to have marked for identification as WTB
19 Exhibit Number 123, Kay's available customer records for
20 customers listed on loading records for call sign WIJ712, a
21 seven-page exhibit.

22 I'd like to have marked for identification as WTB
23 Exhibit Number 124, an excerpt from the Commission database
24 record re: Call Sign WIJ893, a four-page exhibit.

25 I'd like to have marked for identification as WTB

1 Exhibit Number 125, Kay's loading record re: Call Sign
2 WIJ893, a three-page exhibit.

3 I'd like to have marked for identification as WTB
4 Exhibit Number 126, Kay's available customer records for
5 customers listed on loading records for call sign WIJ893.
6 This is a five-page exhibit.

7 I'd like to have marked for identification as WTB
8 Exhibit Number 127, an excerpt from Commission database
9 records re: Call Sign WIJ992, a four-page exhibit.

10 I'd like to have marked for identification as WTB
11 Exhibit Number 128, Kay's loading record re: Call Sign
12 WIJ992, a two-page exhibit.

13 I'd like to have marked for identification as WTB
14 Exhibit Number 129, Kay's available customer records for
15 customers listed on the loading records for call sign
16 WIJ992. This is a nine-page exhibit.

17 CHIEF JUDGE CHACKIN: The documents described by
18 Counsel will be marked for identification as Bureau Exhibits
19 80 through 129.

20 (The documents referred to
21 were marked for identification
22 as Exhibits 80 through 129.)

23 CHIEF JUDGE CHACKIN: Mr. Schauble, there may be
24 some water. Maybe you want to get some before you continue.
25 I know this is an arduous task, so you're welcome to get

1 some water.

2 MR. SCHAUBLE: Your Honor, I can proceed forward,
3 and Mr. Knowles-Kellett can --

4 CHIEF JUDGE CHACKIN: I don't know if this is
5 fresh water or not. But I mean, you may want to fill the
6 thing up.

7 MR. SCHAUBLE: I recognize, Your Honor, that in a
8 sense this is an arduous task for everyone.

9 CHIEF JUDGE CHACKIN: Yes, but it has to be done.
10 So, it's be down now, rather than piecemeal.

11 MR. SCHAUBLE: Your Honor, I'd like to have marked
12 for identification as WTB Exhibit Number 130, excerpts from
13 the Commission's database record re: Call Signs WIK205,
14 WIL729, WIJ754 and WIK878, a 23-page exhibit.

15 I'd like to have marked for identification as WTB
16 Exhibit Number 131, Radio Station Licenses for Call Signs
17 WIK205, WIL729, WIJ754 and WIK878, a 13-page exhibit.

18 I'd like to have marked for identification as WTB
19 Exhibit Number 132, applications filed by James A. Kay, Jr.
20 re: Call Signs WIK205, WIL729, WIJ754 and WIK878, an eight-
21 page exhibit.

22 I'd like to have marked for identification as WTB
23 Exhibit Number 133, Kay's loading record re: Call Signs
24 WIK205, WIL729. I note that what's written on the exhibit
25 is WIK754, but I believe the record will reflect that the

1 call sign actually meant to be referred to is WIJ754 and
2 WIK878, a one-page exhibit.

3 I'd like to have marked for identification as WTB
4 Exhibit Number 134, Kay's available customer records for
5 customers listed on the loading records for WIK205, WIL729,
6 WIK754, which we believe is WIJ754 and WIK878. This is a
7 14-page exhibit.

8 I'd like to have marked for identification as WTB
9 Exhibit Number 135, an excerpt from the Commission's
10 database record re: Call Sign WIK208, a four-page exhibit.

11 I'd like to have marked for identification as WTB
12 Exhibit Number 136, Kay's loading record re: Call Sign
13 WIK208, a one-page exhibit.

14 I'd like to have marked for identification as WTB
15 Exhibit Number 137, Kay's available customer records for
16 customers listed on the loading records for call sign
17 WIK208, a one-page exhibit.

18 I'd like to have marked for identification as WTB
19 Exhibit Number 138, an excerpt from the Commission's
20 database record re: Call Sign WIK216, a five-page exhibit.

21 I'd like to have marked for identification as WTB
22 Exhibit Number 139, Radio Station License for Call Sign
23 WIK216, a two-page exhibit.

24 I'd like to have marked for identification as WTB
25 Exhibit Number 140, an application filed by James A. Kay,

1 Jr. re: Call Sign WIK216, a two-page exhibit.

2 I'd like to have marked for identification as WTB
3 Exhibit Number 141, Kay's loading record re: Call Sign
4 WIK216, a two-page exhibit.

5 I'd like to have marked for identification as WTB
6 Exhibit Number 142, Kay's available customer records for
7 customers listed on loading records for call sign WIK216, a
8 six-page exhibit.

9 I'd like to have marked for identification as WTB
10 Exhibit Number 143, an excerpt from the Commission database
11 record re: Call Sign WIK270, a four-page exhibit.

12 I'd like to have marked for identification as WTB
13 Exhibit Number 144, Kay's loading record re: Call Sign
14 WIK270, a one-page exhibit.

15 I'd like to have marked for identification as WTB
16 Exhibit Number 145, Kay's available customer records for
17 customers listed on loading records for WIK270. That's a
18 one-page exhibit.

19 I'd like to have marked for identification as WTB
20 Exhibit Number 146, an excerpt from the Commission database
21 records re: Call Sign WIK294, a five-page exhibit.

22 I'd like to have marked for identification as WTB
23 Exhibit Number 147, Radio Station License re: Call Sign
24 WIK294, a two-page exhibit.

25 I'd like to have marked for identification as WTB

1 Exhibit Number 148, an application filed by James A. Kay,
2 Jr. re: Call Sign WIK294, a two-page exhibit.

3 I'd like to have marked for identification as WTB
4 Exhibit Number 149, Kay's loading record re: Call Sign
5 WIK294, a one-page exhibit.

6 I'd like to have marked for identification as WTB
7 Exhibit Number 150, Kay's available customer records for
8 customers listed on loading records for call sign WIK294, a
9 two-page exhibit.

10 I'd like to have marked for identification as WTB
11 Exhibit Number 151, an excerpt from the Commission database
12 record re: Call Sign WIK 303, a five-page exhibit.

13 I'd like to have marked for identification as WTB
14 Exhibit Number 152, Kay's loading record re: Call Sign
15 WIK303, a two-page exhibit.

16 I'd like to have marked for identification as WTB
17 Exhibit Number 153, Kay's available customer records for
18 customers listed on the loading records for call sign
19 WIK303, a four-page exhibit.

20 I'd like to have marked for identification as WTB
21 Exhibit Number 154, an excerpt from the Commission's
22 database record re: Call Signs WIK329, WIK330, WIK761 and
23 WIK762. This is a 16-page exhibit.

24 I'd like to have marked for identification as WTB
25 Exhibit Number 155, Kay's loading records for call signs

1 WIK329, WIK330, WIK761 and WIK762, a two-page exhibit.

2 I'd like to have marked for identification as WTB
3 Exhibit Number 156, Kay's available customer records for
4 customers listed on the loading records for call signs
5 WIK329, WIK330, WIK761 and WIK762, a 16-page exhibit.

6 I'd like to have marked for identification as WTB
7 Exhibit Number 157, an excerpt from the Commission database
8 record re: Call Sign WIK332, a four-page exhibit.

9 I'd like to have marked for identification as WTB
10 Exhibit Number 158, Kay's loading records re: Call Sign
11 WIK332, a one-page exhibit.

12 I'd like to have marked for identification as WTB
13 Exhibit Number 159, Kay's available customer records for
14 customers listed on loading records for call sign WIK332, a
15 five-page exhibit.

16 I'd like to have marked for identification as WTB
17 Exhibit Number 160, an excerpt from the Commission database
18 record re: Call Sign WIK373, a four-page exhibit.

19 I'd like to have marked for identification as WTB
20 Exhibit Number 161, Kay's loading record re: Call Sign
21 WIK373, a one-page exhibit.

22 I'd like to have marked for identification as WTB
23 Exhibit Number 162, Kay's available customer records for
24 customers listed on the loading records for call sign
25 WIK373. This is a seven-page exhibit.

1 I'd like to have marked for identification as WTB
2 Exhibit Number 163, an excerpt from the Commission database
3 record re: Call Sign WIK374, a four-page exhibit.

4 I'd like to have marked for identification as WTB
5 Exhibit Number 164, Radio Station License re: Call Sign
6 WIK374, a two-page exhibit.

7 I'd like to have marked for identification as WTB
8 Exhibit Number 165, an application filed by James A. Kay,
9 Jr. re: Call Sign WIK374.

10 I'd like to have marked for identification as WTB
11 Exhibit Number 166, Kay's loading record re: Call Sign
12 WIK374.

13 I'd like to have marked for identification as WTB
14 Exhibit Number 167, Kay's available customer records for
15 customers listed on loading records for call sign WIK374.
16 This is a two-page exhibit.

17 I'd like to have marked for identification as WTB
18 Exhibit Number 168, an excerpt from the Commission database
19 record re: Call Sign WIK375, a seven-page exhibit.

20 I'd like to have marked for identification as WTB
21 Exhibit Number 169, Radio Station License Call Sign WIK375,
22 a four-page exhibit.

23 I'd like to have marked for identification as WTB
24 Exhibit Number 170, an application filed by James A. Kay,
25 Jr. re: Call Sign WIK375, a two-page exhibit.

1 I'd like to have marked for identification as WTB
2 Exhibit Number 171, Kay's loading record re: Call Sign
3 WIK375, a one page exhibit.

4 I ask to be marked for identification as WTB
5 Exhibit Number 172, Kay's available customer records for
6 customers listed on the loading records for Call Sign
7 WIK375, a three-page exhibit.

8 I ask to be marked for identification as WTB
9 Exhibit Number 173, an excerpt from the Commission's
10 database record re: Call Sign WIK377, a four-page exhibit.

11 I ask to be marked for identification as WTB
12 Exhibit Number 174, Radio Station License for Call Sign
13 WIK377, a two-page exhibit.

14 I ask to be marked for identification as WTB
15 Exhibit Number 175, an application filed by James A. Kay,
16 Jr. re: Call Sign WIK377, a two-page exhibit.

17 I ask to be marked for identification as WTB
18 Exhibit Number 176, Kay's loading record re: Call Sign
19 WIK377, a one-page exhibit.

20 I ask to be marked for identification as WTB
21 Exhibit Number 177, Kay's available customer records for
22 customers listed on the loading records for call sign
23 WIK377, a five-page exhibit.

24 I ask to be marked for identification as WTB
25 Exhibit Number 178, excerpt from the Commission's database

1 record re: Call Signs WIK611 and WIL733, a nine-page
2 exhibit.

3 I ask to be marked for identification as WTB
4 Exhibit Number 179, Radio Station License for Call Sign
5 WIK611, a two-page exhibit.

6 I ask to be marked for identification as WTB
7 Exhibit Number 180, an application filed by James A. Kay,
8 Jr. re: Call Sign WIK611, a four-page exhibit.

9 I ask to be marked for identification as WTB
10 Exhibit Number 181, Kay's loading records re: Call Signs
11 WIK611 and WIL733, a one-page exhibit.

12 I ask to be marked for identification as WTB
13 Exhibit Number 182, Kay's available customer records for
14 customers listed on loading records for call signs WIK611
15 and WIL733, a five-page exhibit.

16 I ask to be marked for identification as WTB
17 Exhibit Number 183, excerpt from the Commission database
18 record re: Call Sign WIK613, a four-page exhibit.

19 I ask to be marked for identification as WTB
20 Exhibit Number 184, Kay's loading record re: Call Sign
21 WIK613, a one-page exhibit.

22 I ask to be marked for identification as WTB
23 Exhibit Number 185, Kay's available customer records for
24 customers listed on loading records for call sign WIK613, an
25 eight-page exhibit.

1 I ask to be marked for identification as WTB
2 Exhibit Number 186, an excerpt from the Commission database
3 record re: Call Sign WIK660, a four-page exhibit.

4 I ask to be marked for identification as WTB
5 Exhibit Number 187, Kay's loading record re: Call Sign
6 WIK660, a one-page exhibit.

7 I ask to be marked for identification as WTB
8 Exhibit Number 188, Kay's available customer records for
9 customers listed on the loading records for call sign
10 WIK660, a two-page exhibit.

11 I ask to be marked for identification as WTB
12 Exhibit Number 189, an excerpt from the Commission data base
13 record re: Call Sign 664, a four-page exhibit.

14 CHIEF JUDGE CHACKIN: The documents described will
15 be marked for identification as Bureau Exhibits 130 through
16 189.

17 (The documents referred to
18 were marked for identification
19 as Bureau Exhibits 130 through
20 189.)

21 MR. SCHAUBLE: Thank you, Your Honor. Next, I ask
22 to be marked for identification as WTB Exhibit Number 190,
23 Kay's loading record re: Call Sign WIK 664, a one-page
24 exhibit.

25 I ask to be marked for identification as WTB

1 Exhibit Number 191, Kay's available customer records for
2 customers listed on loading records for Call Sign WIK664, a
3 one-page exhibit.

4 I ask to be marked for identification as WTB
5 Exhibit Number 192, an excerpt from the Commission database
6 record re: Call Sign WIK726, a four-page exhibit.

7 I ask to be marked for identification as WTB
8 Exhibit Number 193, Radio Station License for Call Sign
9 WIK726, a two-page exhibit.

10 I ask to be marked for identification as WTB
11 Exhibit Number 194, an application filed by James A. Kay,
12 Jr. re: Call Sign WIK726, a two-page exhibit.

13 I ask to be marked for identification as WTB
14 Exhibit Number 195, Kay's loading record re: Call Sign
15 WIK726, a one-page exhibit.

16 I ask to be marked for identification as WTB
17 Exhibit Number 196, Kay's available customer records for
18 customers listed on loading records for Call Sign WIK726, a
19 one-page exhibit.

20 I ask to be marked for identification as WTB
21 Exhibit Number 197, an excerpt from the Commission database
22 record re: Call Sign WIK727, a four-page exhibit.

23 I ask to be marked for identification as WTB
24 Exhibit Number 198, Kay's loading record re: Call Sign
25 WIK727, a one-page exhibit.